

Committee Agenda

Committee: House Agriculture and Natural Resources
Room: 464
Date: Thursday, February 10, 2011
Time: 7:45 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[HB 1046](#) **revise the composition of the State Brand Board and to provide for its election by district.**

Representatives Olson (Betty), Brunner, Hoffman, Kirkeby, Nelson (Stace), Russell, Schrempp, and Steele and Senators Maher, Bradford, Lederman, and Sutton

[HB 1049](#) **require that funds from the sale of certain estrays and livestock on “hold” status be deposited in the permanent school fund.**

Representatives Olson (Betty), Brunner, Kirkeby, Nelson (Stace), Russell, Schrempp, Steele, and Verchio and Senators Maher, Bradford, Lederman, Rhoden, and Sutton

[HB 1047](#) **revise certain prairie dog shooting season provisions.**

Representatives Olson (Betty), Brunner, Greenfield, Hoffman, Jensen, Kirkeby, Magstadt, Nelson (Stace), Russell, Schrempp, Steele, and Verchio and Senators Maher, Bradford, Lederman, Rhoden, and Sutton

[HB 1143](#) **establish special duck hunting seasons for nonresidents.**

Representatives Hoffman, Boomgarden, Cronin, Jensen, Magstadt, Olson (Betty), and Stricherz and Senators Brown and Rhoden

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

KIM VANNEMAN, Chair

Committee Agenda

Committee: House Appropriations
Room: LCR1
Date: Thursday, February 10, 2011
Time: 8:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[HB 1103](#) **revise certain provisions regarding zero based budgeting requirements.**
Representatives Wick, Brunner, Cronin, Dennert, Greenfield, Hansen (Jon), Hoffman, Hunt, Jensen, Nelson (Stace), Sigdestad, Tornow, and Turbiville and Senators Krebs, Brown, Holien, Johnston, Maher, and Peters

[HB 1194](#) **create the South Dakota endowment fund.**
Representatives Wick, Bolin, Dryden, Fargen, Kopp, Nelson (Stace), and Sly and Senators Rhoden, Garnos, Krebs, Rempelberg, and Rave

[HB 1245](#) **revise and repeal certain provisions regarding the salary and travel reimbursements for county veterans' service officers.**
The Committee on Appropriations at the request of the Office of the Governor

[HB 1246](#) **make an appropriation to reimburse certain family physicians, midlevel practitioners, and dentists who have complied with the requirements of the physician tuition reimbursement program, the midlevel tuition reimbursement program, and the dental tuition reimbursement program.**
The Committee on Appropriations at the request of the Office of the Governor

[HB 1247](#) **make an appropriation to fund property and sales tax refunds for certain elderly persons and persons with a disability.**
The Committee on Appropriations at the request of the Office of the Governor

[HB 1249](#) **authorize a carryover of the fiscal year 2011 state aid to special education appropriation to fiscal year 2012.**
The Committee on Appropriations at the request of the Office of the Governor

[HB 1250](#) **revise certain provisions regarding the South Dakota opportunity scholarship program.**
The Committee on Appropriations at the request of the Office of the Governor

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

DEAN WINK, Chair

REVISED Committee Agenda

Committee: House and Senate Government Operations and Audit
Room: 413
Date: Thursday, February 10, 2011
Time: 3:00 PM (Immediately following session)

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

Overview of Youth Care Providers

**Betty Oldenkamp,
SD Association of Youth Care Providers**

LANCE CARSON, Chair

REVISED
Committee Agenda

Committee: House Health and Human Services
Room: 412
Date: Thursday, February 10, 2011
Time: 7:45 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

There will be no
meeting Thursday,
February 10, 2011

JAMIE BOOMGARDEN, Chair

Committee Agenda

Committee: House Local Government
Room: 414
Date: Thursday, February 10, 2011
Time: 10:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

[HB 1053](#) **repeal the requirement to provide notice to abutting counties when changing the county plan or ordinances.**

Representative Kirkeby and Senator Maher

[HB 1117](#) **permit public bodies to keep minutes of executive session and restrict who may review the minutes.**

Representatives Kirkeby and Munsterman and Senators Rampelberg, Kraus, and Nygaard

[HB 1160](#) **regulate certain automatic periodic financial transfers for the purpose of funding political contributions.**

Representatives Wick, Brunner, Gosch, Jensen, Tornow, and Van Gerpen and Senators Novstrup (Al), Brown, and Rhoden

[HB 1169](#) **provide for the enlargement of special zoning areas, to revise certain provisions regarding special zoning areas, and to provide for the appointment of special zoning area commissions.**

Representatives Sly, Brunner, Jensen, Kirkeby, Kopp, Olson (Betty), Romkema, Verchio, and Wink and Senators Kraus, Adelstein, Haverly, Rampelberg, Rhoden, and Tieszen

[HB 1197](#) **require the party affiliations of candidates for municipal and school elections to be printed on the ballot.**

Representatives Liss, Abdallah, Bolin, Brunner, Gosch, Greenfield, Hansen (Jon), Hickey, Hoffman, Hubbel, Hunt, Jensen, Kopp, Magstadt, Moser, Nelson (Stace), Olson (Betty), Russell, Schaefer, Steele, Stricherz, Van Gerpen, Venner, Verchio, and Wick and Senators Kraus, Garnos, Krebs, Lederman, Rave, and Rhoden

[HB 1201](#) **revise auditing requirements for certain water-related special purpose districts.**

Representatives Boomgarden and Jones and Senator Nygaard

MARK KIRKEBY, Chair

Committee Agenda

Committee: House Taxation
Room: 414
Date: Thursday, February 10, 2011
Time: 7:45 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

There will be no

House Taxation Committee meeting

Thursday, February 10, 2011

MARK K. WILLADSEN, Chair

86th Legislative Session – 2011

Committee: House Transportation

Thursday, February 10, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Novstrup (David), Vice-Chair
P Street
P Steele
E Elliott
P Iron Cloud III
P Verchio, Chair
P Sigdestad
P Hickey
P Hubbel
P Liss
P Van Gerpen
P Rozum
P Hansen (Jon)

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chairman Verchio.

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 8, 2011

Moved by: Novstrup (David)
Second by: Hansen (Jon)
Action: Prevailed by voice vote.

HB 1192: increase certain registration fees for the use of motor vehicles on the public highways.

Presented by: Representative Steve Street
Proponents: Dick Howard, SD Association of Towns & Townships
Cindy Foster, SD Assn. Of Towns and Townships

Darwin Bettman, self, Aberdeen
Bob Miller, Dakota Transit Association
Rodney Stormo, self, Hayti
Jerry Batien, self, Huron
Dave Hazeltine, Self, Custer
Dan Thyen, self, Waverly
Bob Wilcox, SD Association of County Commissioners
Opponents: Zach Lautenschlager, Tea Party and Campaign for Liberty

MOTION: AMEND HB 1192

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On page 2, line 3, of the printed bill, delete "sixty-seven" and insert "eighty-two".

On page 2, line 5, remove the overstrikes from ";" and before ";" insert "from 8,001 to 20,000 pounds, inclusive, six dollars".

On page 2, line 6, remove the overstrikes from "~~(3) For~~".

On page 2, delete line 11, and insert "pounds, twenty-four dollars a vehicle in excess of 20,000 pounds, the total license fee shall be forty-five percent of the total license fee established for commercial vehicles of equivalent weight pursuant to § 32-9-15.".

On page 4, between lines 19 and 20, insert:

" Section 7. That § 32-6B-23 be amended to read as follows:

32-6B-23. The department shall issue to any motorcycle dealer and trailer dealer licensed pursuant to this chapter metal number plates bearing a prefix of the letter "D" and containing a distinguishing identification number of the licensee. The dealer shall make application to the department for the plates and pay a fee of ~~ten~~ fifteen dollars for each plate. One license plate shall be displayed on the rear of any motorcycle, or trailer, semitrailer, or travel trailer, owned by the dealer while traveling on a public highway. Any vehicle owned by the licensed dealer and bearing the dealers' metal plate may be operated on the streets and highways of this state for any purpose, including demonstration by a prospective buyer. All money collected pursuant to this section shall be distributed in the manner specified in § 32-11-2 and §§ 32-11-4.1 to 32-11-9, inclusive.

Section 8. That § 32-6B-36.3 be amended to read as follows:

32-6B-36.3. The department shall issue metal numerical license plates to an auction agency upon

application and payment of a ~~forty-two~~ sixty-three dollar yearly fee to be paid at the time of the annual review date for each set desired. Such fees shall be distributed in the manner specified in §§ 32-11-2 and 32-11-4.1 to 32-11-9, inclusive. The license plates shall be numbered consecutively and shall bear as a prefix the number "99." The plates may be issued for a multiple year period. If an auction agency's license is revoked or canceled or the auction agency goes out of business, the "99" plates shall be returned to the department. If any person operates a motor vehicle with "99" plates after the auction agency's license is revoked or canceled or after the auction agency goes out of business, or if the person refuses to return the plates, the person is guilty of a Class 2 misdemeanor."

On page 6, line 12, delete "eighty" and insert "one hundred".

On page 6, line 14, remove the overstrikes from ";" and before ";" insert "from 8,001 to 20,000 pounds, inclusive, ten dollars".

On page 6, line 15, remove the overstrikes from "(3) For".

On page 6, delete line 20, and insert "pounds, twenty-four dollars a vehicle in excess of 20,000 pounds, the total license fee shall be sixty percent of the total license fee established for commercial vehicles of equivalent weight pursuant to § 32-9-15.".

On page 9, between lines 1 and 2, insert:

" Section 15. That § 32-6B-23 be amended to read as follows:

32-6B-23. The department shall issue to any motorcycle dealer and trailer dealer licensed pursuant to this chapter metal number plates bearing a prefix of the letter "D" and containing a distinguishing identification number of the licensee. The dealer shall make application to the department for the plates and pay a fee of ~~ten~~ twenty dollars for each plate. One license plate shall be displayed on the rear of any motorcycle, or trailer, semitrailer, or travel trailer, owned by the dealer while traveling on a public highway. Any vehicle owned by the licensed dealer and bearing the dealers' metal plate may be operated on the streets and highways of this state for any purpose, including demonstration by a prospective buyer. All money collected pursuant to this section shall be distributed in the manner specified in § 32-11-2 and §§ 32-11-4.1 to 32-11-9, inclusive.

Section 16. That § 32-6B-36.3 be amended to read as follows:

32-6B-36.3. The department shall issue metal numerical license plates to an auction agency upon application and payment of a ~~forty-two~~ eighty-four dollar yearly fee to be paid at the time of the annual review date for each set desired. Such fees shall be distributed in the manner specified in §§ 32-11-2 and 32-11-4.1 to 32-11-9, inclusive. The license plates shall be numbered consecutively and shall bear as a prefix the number "99." The plates may be issued for a multiple year period. If

an auction agency's license is revoked or canceled or the auction agency goes out of business, the "99" plates shall be returned to the department. If any person operates a motor vehicle with "99" plates after the auction agency's license is revoked or canceled or after the auction agency goes out of business, or if the person refuses to return the plates, the person is guilty of a Class 2 misdemeanor."

On page 9, line 2, delete "9 to 14" and insert "11 to 18".

Moved by: Street
Second by: Novstrup (David)
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1192 AS AMENDED

Moved by: Novstrup (David)
Second by: Rozum
Action: Prevailed by roll call vote. (11-1-1-0)

Voting Yes: Novstrup (David), Street, Steele, Iron Cloud III, Verchio, Sigdestad, Hickey, Hubbel, Liss, Van Gerpen, Rozum

Voting No: Hansen (Jon)

Excused: Elliott

SB 4: update certain standards governing pedestrian control signals.

Presented by: Bill Nevin, Department of Transportation

MOTION: DO PASS SB 4

Moved by: Novstrup (David)
Second by: Hansen (Jon)
Action: Prevailed by roll call vote. (10-1-2-0)

Voting Yes: Novstrup (David), Street, Steele, Verchio, Sigdestad, Hickey, Hubbel, Van Gerpen, Rozum, Hansen (Jon)

Voting No: Liss

Excused: Elliott, Iron Cloud III

SB 5: revise the maximum distance from a bridge for posting maximum vehicle weight warning signage.

Presented by: Bill Nevin, Department of Transportation
Proponents: Myron Rau, SD Trucking Association
Dick Howard, SD Association of Towns & Townships

MOTION: DO PASS SB 5

Moved by: Hansen (Jon)
Second by: Steele
Action: Prevailed by roll call vote. (11-0-2-0)

Voting Yes: Novstrup (David), Street, Steele, Iron Cloud III, Verchio, Sigdestad, Hickey, Hubbel, Van Gerpen, Rozum, Hansen (Jon)

Excused: Elliott, Liss

MOTION: PLACE SB 5 ON CONSENT CALENDAR

Moved by: Novstrup (David)
Second by: Hansen (Jon)
Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Novstrup (David)
Second by: Hansen (Jon)
Action: Prevailed by voice vote.

Diane Mellan
Committee Secretary

Mike Verchio, Chair